

### **ABSTRACT**

Public Servants – Survey & Land Records - Allegation of Corruption against Sri Boga Narender, S/o. Narasaiah, age: 44 years, Occ: Mandal Surveyor, O/o. Tahsildar, Armoor, Nizamabad District - Sanction of Prosecution under the Prevention of Corruption Act, 1988 – Orders – Issued.

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### **REVENUE (VIG.IV.2) DEPARTMENT**

**G.O.Ms.No. 56**

**Date:19.01.2011.**

### **ORDER:**

Whereas Sri B.Narender, worked as Mandal Surveyor at O/o.Tahsildar, Armoor, Nizamabad District from 19.09.2008 to 15.12.2009. By virtue of the post held by him, he falls under the category of "Public Servant" as defined under clause (c) of Section 2 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, Sri Noone Laxmi Narsaiah @ Rakesh, S/o. Aousula Hanmandlu, age:30 years, Occupation: Auto Driver, R/o. Pachalanadukuda of Velpoor Mandal, Nizamabad District. Sri N.Laxmi Narsaiah was former Naxalite and on 18.03.2005 he has surrendered before the Superintendent of Police, Nizamabad. As he was not having any land, he filed an application to the Tahsildar, Armoor for allotment of Agriculture land and house site. The Tahsildar, Armoor advised him to file the application through District Collector, Nizamabad. On the same day he filed an application before the District Collector requesting to allot 5 Acres land and house site during Prajavani Programme. On that the Collector instructed the Tahsildar, Armoor through phone to take necessary action, and Sri N.Laxmi Narsaiah also gave an application to the Revenue Divisional Officer, Nizamabad. Then Sri N.Laxmi Narsaiah met the Tahsildar, Armoor on 25.11.2009 and enquired about his work, on that the Tahsildar, Armoor advised him to meet Sri Narender, Mandal Surveyor, Armoor. On 26.11.2009 he met Sri Narender, Mandal Surveyor, Armoor, who demanded Rs.50,000/- as bribe for sending the report to the Tahsildar. Sri N.Laxmi Narsaiah expressed his inability to pay Rs.50,000/- as bribe and prayed to the Mandal Surveyor that he is a poor man and not able to pay such huge amount. But the Mandal Surveyor told him that he will submit his report negatively if he fails to give the bribe amount. Again on 10.12.2009 Sri N.Laxmi Narsaiah met

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the Mandal Surveyor, Armoor and requested to send his report to the Tahsildar. The Surveyor finally demanded Rs.40,000/- as bribe for sending the report. Sri N.Laxmi Narsaiah once again prayed the Mandal Surveyor, Sri B. Narender on that the Mandal Surveyor reduced his demand to Rs.10,000/- and instructed him to pay the bribe amount as 1<sup>st</sup> installment at his office or at the place where he suggested and also instructed to pay the remaining balance bribe amount of Rs.30,000/- after receiving the Government Land. As there is no way, he accepted to pay the bribe amount of Rs.10,000/- to the Mandal Surveyor, Sri B.Narender. But, as Sri N.Laxmi Narsaiah was not willing to get his work done from the Mandal Surveyor on payment of bribe, he lodged a complaint with Deputy Superintendent of Police, Anti-Corruption Bureau, Nizamabad Range on 10.12.2009 at 6 P.M., with a request to take necessary action against Sri B.Narender, Mandal Surveyor, Armoor, Nizamabad District;

3. And whereas; the Deputy Superintendent of Police, Anti-Corruption Bureau, Nizamabad Range after due verification of the complaint, registered the complaint as a case in Cr.No.31/ACB-NZB/2009 on 15.12.2009 at about 10 AM under section 7 of the Prevention of Corruption Act, 1988 and took up investigation;

4. And whereas, Sri B.Narender has demanded and accepted the bribe of Rs.10,000/- from Sri Noone Laxmi Narsaiah on 15.12.2009 at 2.45 P.M., at his office i.e. Mandal Surveyor, Armoor situated in the premises of O/o.Tahsildar, Armoor, Nizamabad district as an illegal gratification other than legal remuneration by instructing him to put the bribe amount in to the table drawer of Sri B. Narender, Mandal Surveyor by opening the table drawer. When Sri N. Laxmi Narsaiah did so Sri B. Narender directed Sri B. Naresh Kumar to take the tainted currency and keep with him for safe custody. Accordingly as per the instructions of Sri B. Narender the bribe amount of Rs. 10,000/- was taken out from the table drawer by Sri B. Naresh Kumar with his right hand counted with both hands and kept the same in his left side wearing pant pocket and he was trapped by the Deputy Superintendent of Police, Anti-Corruption Bureau, Nizamabad Range.

5. And whereas; both the hand fingers Sri B. Naresh Kumar when tested in sodium carbonate solution gave positive result and the tainted currency notes seized from the left side pant pocket of Sri B. Naresh Kumar. The inner lining of the left side pant pocket when tested in

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sodium carbonate solution also turned into pink colour. The official favour documents were recovered from the almarah of Sri B. Narender at his instance. The contact portion of the table drawer with the tainted currency was also subjected to sodium carbonate solution using a cotton swab, which also resulted positive;

6. And whereas, the said acts of Sri B. Narender, constitutes offences punishable under section 7 and sub section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988;

7. And whereas, the Government of Andhra Pradesh, being the competent authority to remove, Sri B. Narender, from service after fully and carefully examining the material placed before them i.e. copy of FIR, MR-I, MR-II and final investigation report in respect of the said allegations and having regard to the facts and circumstances of the case, consider that the said Sri B.Narender, should be prosecuted in a court of law for the aforesaid offences;

8. Now, therefore in exercise of the powers conferred under clause (b) of sub section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri B. Narender, Mandal Surveyor, O/o. Tahsildhar, Armour for the offences punishable under Section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the above said acts and also for taking cognizance of the said offences by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL CHANDRA PUNETHA  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Director General, Anti-corruption Bureau, A.P., Hyderabad.